

JOSEPH P. RUSSONIELLO (CABN 44332)
United States Attorney

BRIAN J. STRETCH (CABN 163973)
Chief, Criminal Division

TRACIE L. BROWN (184339)
Assistant United States Attorney
450 Golden Gate Ave., Box 36055
San Francisco, California 94102
Telephone: (415) 436-7200
Fax: (415) 436-7234
E-Mail: tracie.brown@usdoj.gov

Attorneys for Plaintiff

FILED

MAY 20 2010

RICHARD W. WIEKING
CLERK, U.S. DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA
SAN FRANCISCO DIVISION

UNITED STATES OF AMERICA,)
)
Plaintiff,)
)
v.)
)
GREGORY REVELLI,)
)
Defendant.)

No. CR 10-0226 CRB

~~PROPOSED~~ ORDER EXCLUDING
TIME FROM APRIL 13, 2010 TO MAY
19, 2010

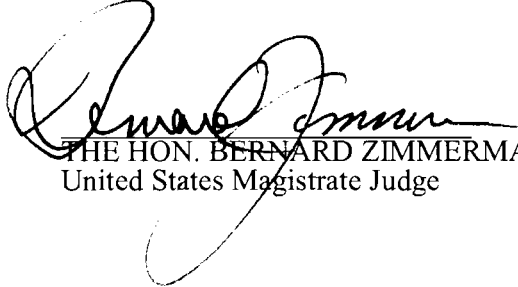
The defendant, GREGORY REVELLI, represented by Robert Waggener (August Gugelman specially appearing for Mr. Waggener), and the government, represented by Tracie L. Brown, Assistant United States Attorney, appeared before the Court on April 13, 2010 for initial appearance and arraignment. The parties represented that the government had not yet provided discovery that the defense will need to review before the initial District Court appearance. The parties further represented that the next available date on which counsel are both available is May 19, 2010. The parties thus requested a continuance of the matter to that date.

The matter was continued to May 19, 2010 at 2:15 p.m. before the Honorable Charles R.

1 Breyer for further proceedings. Counsel requested that time be excluded under the Speedy Trial
2 Act between April 13, 2010 and May 19, 2010 in light of counsel's respective schedules and the
3 need to produce and review the discovery.

4 Based upon the representation of counsel and for good cause shown, the Court finds that
5 failing to exclude the time between April 13, 2010 and May 19, 2010 would unreasonably deny
6 the defendant continuity of counsel and would deny counsel the reasonable time necessary for
7 effective preparation, taking into account the exercise of due diligence. 18 U.S.C.
8 § 3161(h)(7)(B)(iv). The Court further finds that the ends of justice served by excluding the time
9 between April 13, 2010 and May 19, 2010 from computation under the Speedy Trial Act
10 outweigh the best interests of the public and the defendant in a speedy trial. Therefore, IT IS
11 HEREBY ORDERED that the time between April 13, 2010 and May 19, 2010 shall be excluded
12 from computation under the Speedy Trial Act. 18 U.S.C. § 3161(h)(7)(A) and (B)(iv).

13
14
15 DATED: 19 May '10


16 THE HON. BERNARD ZIMMERMAN
17 United States Magistrate Judge
18
19
20
21
22
23
24
25
26
27
28